

Receipt

PATENT

Our Docket: P-NI 4447

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Tononi et al.

Examiner: P.G. Holbrook

Serial No.: 09/733,607

Group Art Unit: 1647

Filed: December 8, 2000

I hereby certify that this correspondence is
being deposited with the United States
Postal Service as first class mail in an
envelope addressed to: Commissioner for Patents,
Washington, D.C. 20231, on January 31, 2002.

For: VIGILANCE NUCLEIC ACIDS
AND RELATED DIAGNOSTIC,
SCREENING AND THERAPEUTIC
METHODS

By

Melanie K. Webster
Melanie K. Webster, Reg. No. 45,201

January 31, 2002
Date of Signature

Commissioner for Patents

Washington, D.C. 20231

ATTN: Office of Initial Patent Examination

Customer Service Center

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CORRECTION OF FILING RECEIPT

Sir:

The filing receipt issued in the above-identified application is incorrect for the reasons set forth below:

The continuing data as claimed by Applicant shows the incorrect filing date for the continuation application on the filing receipt. A copy of the Application Transmittal Form as it was filed December 8, 2000, is attached hereto as Exhibit A. As indicated on the Transmittal Form, this paragraph should read (with corrections in bold):

CONTINUING DATA AS CLAIMED BY APPLICANT-

THIS APPLN CLAIMS BENEFIT OF 60/304,200 **12/08/99** ABN.

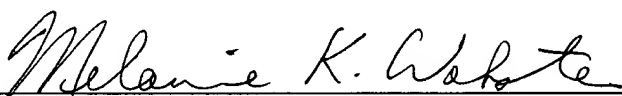
Inventors: Tononi et al.
Serial No.: 09/733,607
Filed: December 8, 2000
Page 2

Attached is a copy of the Filing Receipt (Exhibit B) with the changes noted thereon. Applicants accordingly request that these corrections be made of record and that an amended Filing Receipt be issued.

No fee is deemed necessary in connection with the filing of this Communication. However, if any fee is required, authorization is hereby given to charge any fees to Deposit Account No. 03-0370. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: January 31, 2002


Melanie K. Webster
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DAG/mkw

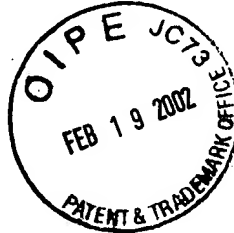


UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/733,607	12/08/2000	1647	1320	P-NI 4447	5	15	9

23601
CAMPBELL & FLORES LLP
4370 LA JOLLA VILLAGE DRIVE
7TH FLOOR
SAN DIEGO, CA 92122



CONFIRMATION NO. 4199
CORRECTED FILING RECEIPT



OC00000007247116

Date Mailed: 12/31/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Giulio Tonomi, Escondido, CA;
Chiara Cirelli, Escondido, CA;
Paul J. Shaw, San Diego, CA;
Ralph J. Greenspan, Coronado, CA;

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/304,200 04/03/2000 ABN *
(*) Data inconsistent with PTO records. 12/08/1999



Foreign Applications

If Required, Foreign Filing License Granted 01/30/2001

Projected Publication Date: 04/11/2002

Non-Publication Request: No

Early Publication Request: No



Title

Vigilance nucleic acids and related diagnostic, screening and therapeutic methods

Preliminary Class

EXHIBIT B



435

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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UTILITY PATENT APPLICATION TRANSMITTAL
(only for new and continuation-in-part
nonprovisional applications under 37 CFR
1.53(b))

Docket No.

P-NI 4447

FEB 19 2002

Address to: COMMISSIONER FOR PATENTS
Box Patent Application
Washington, D.C. 20231



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PATENT TRADEMARK OFFICE

COPY

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"EXPRESS MAIL" MAILING LABEL NUMBER: EL 690 155 509 US

DATE OF DEPOSIT: December 8, 2000

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
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37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE, AND IS
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WASHINGTON, D.C. 20231.

BRIAN HO

(TYPED OR PRINTED NAME OR PERSON MAILING PAPER OR FEE)

Brian Ho

(SIGNATURE OF PERSON MAILING PAPER OR FEE)

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This is a request for filing a

XX new utility patent application under 37 CFR 1.53(b) (1).

— continuation-in-part under CFR 1.53(b) (2) of prior application
serial no. _____, filed _____ (list entire
parentage).

Title: VIGILANCE NUCLEIC ACIDS AND RELATED DIAGNOSTIC, SCREENING AND
THERAPEUTIC METHODS

Inventor(s) (full name of each inventor): Giulio Tononi, Chiara Cirelli,
Paul J. Shaw and Ralph J. Greenspan.

Enclosed are:

- X Return receipt postcard
- Patent Application Bibliographic Data Sheet
- X 1 Page application cover sheet
- X 101 Pages of specification (includes claims and abstract)
- X 5 Sheets of drawing(s)
- Pages of an executed Declaration for Patent Application
- An executed Power of Attorney for Patent Application by
Assignee
- Paper copy of sequence listing, pages _____ through _____
- Sequence listing in computer readable form
- Statement Under 37 CFR 1.821(f)
- An executed assignment and cover sheet
- An executed Statement Under 37 CFR 3.73(b)
- An executed small entity statement
- Request for Nonpublication and Certification
- Also enclosed: _____

— This application is based on prior foreign application(s) No. (s) _____
_____, filed in _____ on _____,
respectively, and priority is hereby claimed therefrom.

— This application is based on, and claims the benefit of, U.S.
Provisional Application No. 60/_____, filed _____, and
entitled _____, and which is incorporated herein by
reference.

EXHIBIT A

X This application is based on, and claims the benefit of, U.S. Provisional Application No. 60/_____ (yet to be assigned), filed December 8, 1999, which was converted from U.S. Serial No. 09/456,785, and entitled VIGILANCE NUCLEIC ACIDS AND RELATED DIAGNOSTIC, SCREENING AND THERAPEUTIC METHODS, and which is incorporated herein by reference.

The filing fee has been calculated as shown below:

	Number Filed		Number Extra		Rate			Fee	
					Small Entity	Other Entity		Small Entity	Other Entity
Total Claims	15-20	=	0	x	\$9.00	\$18	=	\$0.00	\$
Independent Claims	9-3	=	6	x	\$40.00	\$80	=	\$0.00	\$
Multiple Dependent Claims Presented: Yes <u>XX</u> No					\$135.00	\$270		\$0.00	\$
					BASIC FEE			\$355.00	\$710
					TOTAL FEE			\$0.00	\$

— A check in the amount of \$_____ to cover the filing fee is enclosed.

X The payment of the filing fee is to be deferred until the Declaration is filed. Do not charge our deposit account.

— The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. _____. A duplicate copy of this sheet is enclosed.

Address all future communications to:

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Respectfully submitted,

Date: December 8, 2000

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